

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Michael J. Iaconis et al.
Serial No. : 10/698,930
Filed : November 3, 2003
Title : ELECTROMECHANICAL TOY

Art Unit : 3711
Examiner : Alyssa Lowen
Conf. No. : 5058

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Applicants request consideration of the references listed on the attached PTO-1449 form. Under 37 C.F.R. § 1.98 (a)(2)(ii), only copies of foreign patent documents and/or non-patent literature are enclosed. Copies of any listed U.S. patents or U.S. patent application publications can be provided upon request.

The reference having Desig. ID BQ shows three photographs of a horse that was produced by WowWee in 2002 (the WowWee horse). Applicant has no knowledge of whether the WowWee horse was ever sold in the United States. Applicant is aware that the WowWee horse was shown at Toy Fair in February, 2003 in New York, New York. The WowWee horse moves by movement of front and back legs and pivoting about a center hinge region, as shown in photographs 1-3. The WowWee horse includes front legs that each have knee joints. The top of the front legs links to the body of the WowWee horse at a front pivot such that the front legs are alternately pivoted about the front pivot. As a front leg strikes the ground, the force on the body due to the rotation of the front leg causes the body to move forward. The back legs are rigid and are pivoted at a rear pivot to move in a synchronized manner relative to the front legs to simulate a four-legged walking sequence. The WowWee horse also include a center hinge region having a vertical pivot between the front and the rear pivots that divides the WowWee horse into a front region and a rear region. As the front region is rotated relative to the rear region and the front and back legs are actuated, the WowWee horse turns as it is moved forward.

The reference having Design. ID BR shows three photographs of a dog that was produced and sold by Hasbro before the year 2000 (the Hasbro dog). The Hasbro dog moves forward. As the Hasbro dog moves forward, panels positioned outside the wheels of the Hasbro dog move

forward and backward in a swinging motion. The panels move backward and forward as the wheels rotate because the panels are coupled to the wheels.

This statement is being filed after a first Office action on the merits, but before receipt of a final Office action or a Notice of Allowance. The fee in the amount of \$180 in payment of the late submission fee of §1.17(p) is being paid concurrently herewith on the Electronic Filing System (EFS) by way of Deposit Account authorization. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: October 4, 2006

/Diana DiBerardino/

Diana DiBerardino
Reg. No. 45,653

Fish & Richardson P.C.
1425 K Street, N.W.
11th Floor
Washington, DC 20005-3500
Telephone: (202) 783-5070
Facsimile: (202) 783-2331

Substitute Form PTO-1449 (Modified)	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 06181-918001	Application No. 10/698,930
Information Disclosure Statement by Applicant (Use several sheets if necessary)		Applicant Michael J. Iaconis et al.	
		Filing Date November 3, 2003	Group Art Unit 3711
(37 CFR §1.98(b))			

U.S. Patent Documents

Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
	AA	1,574,035	02/23/1926	John Holtzman			
	AB	1,891,816	12/20/1932	E. L. Hewitt			
	AC	2,158,860	05/16/1939	Herman S. Hyde			
	AD	2,232,615	02/18/1941	Edward Frank Kupka			
	AE	2,596,216	05/13/1952	Clifford F. Dawson			
	AF	2,606,022	08/1952	John H. Vander Veer et al.			
	AG	2,738,617	03/20/1956	Charles S. Capehart			
	AH	2,782,032	02/1957	Plympton, Ralph B.			
	AI	2,800,323	07/1957	George L. West et al.			
	AJ	2,801,104	07/1957	Lloyd E. Yetter			
	AK	2004/0152394	08/2004	Marine et al.			
	AL	3,163,960	01/05/1965	Keikichi Iwaya et al.			
	AM	3,164,924	01/12/1965	Keikichi Iwaya et al.			
	AN	3,181,270	05/04/1965	Charles Dale Trevena			
	AO	3,395,483	08/06/1968	Thomas R. Mullins			
	AP	3,490,172	01/20/1970	Arthur Schwartz			
	AQ	3,568,363	03/09/1971	Tanimura			
	AR	3,705,387	12/05/1972	Stern et al.			
	AS	4,143,484	03/13/1979	Hiroichi Yonezawa			
	AT	4,573,941	03/04/1986	Holden et al.			
	AU	4,671,779	06/06/1987	Kenzo Kurosawa			
	AV	4,680,022	07/14/1987	Hoshino et al.			
	AW	4,775,351	10/04/1988	Victor Provenzano, Jr.			
	AX	4,810,226	03/07/1989	Takahashi et al.			
	AY	4,822,285	04/18/1989	Stephan W. Summerville			
	AZ	4,909,770	03/20/1990	Kurt Hessc			
	BA	4,913,676	04/03/1990	Koguchi et al.			

Examiner Signature

Date Considered

EXAMINER: Initials citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Substitute Form PTO-1449 (Modified)	U.S. Department of Commerce Patent and Trademark Office	Attorney's Docket No. 06181-918001	Application No. 10/698,930
Information Disclosure Statement by Applicant (Use several sheets if necessary)		Applicant Michael J. Iaconis et al.	
		Filing Date November 3, 2003	Group Art Unit 3711
(37 CFR §1.98(b))			

U.S. Patent Documents							
Examiner Initial	Desig. ID	Document Number	Publication Date	Patentee	Class	Subclass	Filing Date If Appropriate
	BB	5,030,160	07/09/1991	Ronald R. Klawitter			
	BC	5,306,199	04/26/1994	Salvatore Locriechio			
	BD	5,505,493	04/09/1996	Camfield et al.			
	BE	5,941,755	08/24/1999	Danielian			
	BF	6,059,666	05/2000	Ohara et al.			
	BG	6,142,851	11/07/2000	Lewinski et al.			
	BH	6,210,167	04/2001	Nishiyama, Takashi			
	BI	6,350,170	02/26/2002	Da-Ming Liu			
	BJ	6,461,218	10/08/2002	Mullaney et al.			
	BK	6,699,098	03/02/2004	Ben Kau			

Foreign Patent Documents or Published Foreign Patent Applications								
Examiner Initial	Desig. ID	Document Number	Publication Date	Country or Patent Office	Class	Subclass	Translation Yes	No
	BL	EP641580A1	03/08/1995	Europe				
	BM							
	BN							
	BO							
	BP							

Other Documents (include Author, Title, Date, and Place of Publication)		
Examiner Initial	Desig. ID	Document
	BQ	The WowWee horse, a toy horse produced by WowWee in 2002 and shown at Toy Fair in February, 2003 in NY, NY, 3 pages of photographs.
	BR	The Hasbro dog, a toy dog produced and sold by Hasbro in the U.S. before the year 2000, 3 pages of photographs.
	BS	
	BT	

Examiner Signature	Date Considered
EXAMINER: Initials citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	